IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

C.R.No. 5101 of 2005

Date of decision : 12.9.2006.

New India Assurance Company Ltd.

.....Petitioner.

Versus

Smt.Hem Lata & Ors.

.....Respondents.

CORAM : HON'BLE MR. JUSTICE VINOD K. SHARMA

Present : Mr. Paul S. Saini,Advocate
for the petitioner.

Mr.J.S.Cooner, Advocate
for respondents No. 1 to 3.

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VINOD K. SHARMA,J.(ORAL)

This revision petition has been filed against the orders dated 27.5.2005 and 19.8.2005 passed by the Motor Accident Claims Tribunal, Panchkula declining the application moved by the petitioner,herein summoning the witnesses to prove certain facts.

The learned Tribunal came to the conclusion that three other claim petitions arising out of the same accident have already been decided and payments have been made to the claimants. The issues regarding accident as liability of the insurance Company has since been decided which is arising out of the same accident. Therefore, the learned Tribunal was right in dismissing the application for summoning the witnesses.

In view of this, there is no illegality or error in exercise of jurisdiction by the learned Tribunal which may call for any interference by this Court under Article 227 of the Constitution of India.

Dismissed.

September 12, 2006. **(VINOD K. SHARMA)**
'sp' **JUDGE**